IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 11488 of 2003

Between:

V. Ranga Raju, S/o. Ganga Raju,
Aged about 56 years, Occu: Employee,
R/o. Bhimavaram, West Godavari District.

..... PETITIONER

AND

1. The State of Andhra Pradesh,
   Rep., by its Principal, Secretary,
   School Education, Secretariat Buildings,
   Secretariat, Hyderabad.

2. The Commissioner & Director of
   School Education,
   Government of A.P., Hyderabad.

3. The District Educational Officer,
   West Godavari District, ELURU.

4. The S.P.G.R. Oriental High School,
   Bhimavaram, West Godavari District,
   Represented by its Correspondent.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the respondents 1 to 3 in not granting increments to the petitioner payable to the post in the scale of pay attached to Class IV employees employed as night watchman in the 4th respondent school as arbitrary, illegal being violative of Art.14 and 21 of the Constitution of India by way of issue of a writ order or direction,

one more particularly, in the nature of Writ of Mandamus and issue a consequential direction to the respondents 1 to 3 to pay the increments payable to Class IV employees in the scale of pay attached to the post of watchman with all consequential benefits w.e.f. the date on which the petitioner was converted into class IV post.

Counsel for the Petitioner : MR.S.SRI RAM

Counsel for the Respondent No.1to 3: GP FOR SCHOOL EDUCATION

The Court made the Following:

ORAL ORDER

On 24-12-2003 this Court in W.P.M.P. No. 14309 of 2003 directed the second respondent to consider and dispose of the petitioner's representation dated 10-4-2000, within two (2) weeks and report compliance.

Learned government pleader for school education has placed before this Court proceedings of the second respondent dated 27-01-2004 relaxing the age and educational qualifications in favour of the petitioner to enable him to draw annual grade increments on par with regular employees. As compliance has been reported, it is accordingly recorded.

In view of the order of the second respondent dated 27-01-2004 the grievance of the petitioner in the Writ Petition would not survive. The Writ Petition is accordingly dismissed as "infructuous". No costs.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The State of Andhra Pradesh, Rep., by its Principal, Secretary, School Education, Secretariat Buildings, Secretariat, Hyderabad.

2. The Commissioner & Director of School Education, Government of A.P., Hyderabad.
3. The District Educational Officer, West Godavari District, ELURU.
4. The S.P.G.R. Oriental High School, Bhimavaram, West Godavari District, Represented by its Correspondent.
5. 2 CC's for G.P. for School Education, High Court Buildings, Hyderabad (OUT).
6. 2 C.D. copies.